

UNITED STATES DEPARTMENT OF AGRICULTURE
ANIMAL AND PLANT HEALTH INSPECTION SERVICE



OFFICIAL WARNING
VIOLATION OF FEDERAL REGULATIONS

CASE NUMBER:
NM11016-AC

VIOLATOR:
City of Clovis
d/b/a Hillcrest Park Zoo

ADDRESS (*Street, City, State, ZIP Code*):
500 Sycamore
Clovis, New Mexico 88101

The U.S. Department of Agriculture has evidence that on or about the date(s) listed below, you or your organization committed the following violation(s) of Federal Regulations:

Date of Violation: May 7, 2008

9 C.F.R. § 3.127(d) Facilities, outdoor. Perimeter fence. On or after May 17, 2000, all outdoor housing facilities must be enclosed by a perimeter fence that is of sufficient height to keep animals and unauthorized persons out. Fences less than 8 feet high for potentially dangerous animals, such as, but not limited to, large felines (e.g., lions, tigers, leopards, cougars, etc.), bears, wolves, rhinoceros, and elephants, or less than 6 feet high for other animals must be approved in writing by the Administrator. The fence must be constructed so that it protects the animals in the facility by restricting animals and unauthorized persons from going through it or under it and having contact with the animals in the facility, and so that it can function as a secondary containment system for the animals in the facility.

You failed to replace the front section of the buffalo fence, the raccoon/fox shelter and the barrier fence in front of the cat exhibit.

Date of Violation: October 8, 2008

9 C.F.R. § 3.125(c) Facilities. General. Storage. Supplies for food and bedding shall be stored in facilities which adequately protect such supplies against deterioration, molding, or contamination by vermin. Refrigeration shall be provided for supplies of perishable food.

You failed to provide meat thawing containers that were adequate in size.

Date of Violation: October 15, 2009

9 C.F.R. § 3.75(a) Housing facilities, general. Structure: construction. Housing facilities for nonhuman primates must be designed and constructed so that they are structurally sound for the species of nonhuman primates housed in them. They must be kept in good repair, and they must protect the animals from injury, contain the animals securely, and restrict other animals from entering.

You failed to repair the wooden exterior doors of the lemur and marmoset night shelters.

Date of Violation: May 12, 2010

9 C.F.R. § 3.127(b) Facilities, outdoor. Shelter from inclement weather. Natural or artificial shelter appropriate to the local climatic conditions for the species concerned shall be provided for all animals kept outdoors to afford them protection and to prevent discomfort to such animals. Individual animal shall be acclimated before they are exposed to the extremes of the individual climate.

You failed to replace three animal outdoor shelters in the canine area.

Date of Violation: March 1, 2011

9 C.F.R. § 3.125(a) Facilities, general. Structural strength. The facility must be constructed of such material and of such strength as appropriate for the animals involved. The indoor and outdoor housing facilities shall be structurally sound and shall be maintained in good repair to protect the animals from injury and to contain the animals.

You failed to repair the roof on the current shelters that was deteriorated.

Date of Violation: March 8, 2012

9 C.F.R. § 3.131(c) Sanitation. Housekeeping. Premises (buildings and grounds) shall be kept clean and in good repair in order to protect the animals from injury and to facilitate the prescribed husbandry practices set forth in this subpart. Accumulations of trash shall be placed in designed areas and cleared as necessary to protect the health of the animals.

You failed to organize the commissary and washroom areas, discard unused inventory, and repair food storage system and countertops.

Date of Violation: December 11, 2012

9 C.F.R. § 3.125(a) Facilities, general. Structural strength. The facility must be constructed of such material and of such strength as appropriate for the animals involved. The indoor and outdoor housing facilities shall be structurally sound and shall be maintained in good repair to protect the animals from injury and to contain the animals.

You failed to repair the old wooden fencing on the west side of the aoudad exhibit that had been damaged by winds.

The Animal and Plant Health Inspection Service (APHIS) created federal regulations to ensure the welfare of animals and help prevent the spread of animal and plant pests and diseases. Since violations of the regulations can have serious and costly impacts that are detrimental to the public interest, APHIS is providing you with an Official Warning for the violation(s) described above. Any further violation of these federal regulations may result in the assessment of a civil penalty, criminal prosecution, or other sanctions. If you have any questions concerning this Official Warning or violation(s), please contact the APHIS official listed in this notice.

APHIS OFFICIAL (Name):

Robert J. Huttenlocker

OFFICE ADDRESS:

4700 River Road, Unit 85
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APHIS OFFICIAL (Title):

Director, Investigative and Enforcement Services

DATE ISSUED:

3/22/2013

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